

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

F/V Software, L.L.C.

Plaintiff

V.

Aspen Technology, Inc.

Defendant

CIVIL ACTION

NO. 05-11286-PBS

**ORDER OF REFERENCE FOR  
ALTERNATIVE DISPUTE RESOLUTION**

After consultation with counsel and after consideration of the various alternative dispute resolution programs (ADR) available, I find this matter appropriate for ADR and accordingly, refer this case to the ADR program for assignment of the following:

\_\_\_\_\_ EARLY NEUTRAL EVALUATION        X   MEDIATION: 12/12/05 before  
MJ Swartwood.  
\_\_\_\_\_ MINI-TRIAL      \_\_\_\_\_ SUMMARY JURY TRIAL  
\_\_\_\_\_ SETTLEMENT CONFERENCE      \_\_\_\_\_ SPECIAL MASTER  
\_\_\_\_\_ PRIVATE ALTERNATIVE DISPUTE RESOLUTION PROGRAM

Upon notification of the time and place designated for the proceeding, counsel are directed to be present with their clients or with appropriate settlement authority and to provide any written documentation which may be required for the particular ADR program. If counsel is engaged on trial or has any scheduling conflict and a continuance becomes necessary, the provider of the ADR program and other counsel should be advised of the conflict immediately.

DATE: December 5, 2005

HON. PATTI B. SARIS  
UNITED STATES DISTRICT JUDGE  
BY: /s/ Robert C. Alba  
DEPUTY CLERK

**CASE CATEGORY**

Admiralty	_____	Antitrust	_____
Civil Rights	_____	Contract	_____
Copyright/Trademark/Patent	_____	Environmental	_____
ERISA	_____	FELA	_____
Labor Relations	_____	Medical Malpractice	_____
Personal Injury	_____	Product Liability	_____
Shareholder Dispute	_____		
Other	_____		

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